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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Paul Felix Mason, III,  
10 Plaintiff,

11 v.

12 Commissioner of Social Security  
13 Administration,  
14 Defendant.

No. CV-18-08016-PCT-ESW

**ORDER**

15 Pending before the Court is Magistrate Judge Eileen S. Willett's Report and  
16 Recommendation recommending that Plaintiff's First Amended Complaint be dismissed  
17 without prejudice based on Plaintiff's failure to state a cause of action. (Doc. 12.)

18 After considering the Report and Recommendation, the Court will grant  
19 Magistrate Judge Willett's recommendation.

20 **STANDARD OF REVIEW**

21 The Court "may accept, reject, or modify, in whole or in part, the findings or  
22 recommendations made by the magistrate." 28 U.S.C. § 636(b)(1)(C); see Baxter v.  
23 Sullivan, 923 F.2d 1391, 1394 (9th Cir. 1991). Parties have fourteen days from the  
24 service of a copy of the Magistrate's recommendation within which to file *specific*  
25 written objections to the Court. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 6, 72. Failure to  
26 object to a Magistrate Judge's recommendation relieves the Court of conducting *de novo*  
27 review of the Magistrate Judge's factual findings and waives all objections to those  
28 findings on appeal. See Turner v. Duncan, 158 F.3d 449, 455 (9th Cir. 1998). A failure

1 to object to a Magistrate Judge's conclusion "is a factor to be weighed in considering the  
2 propriety of finding waiver of an issue on appeal." Id. A general objection is not a  
3 specific written objection, and consequently, the Court is under no obligation to review it.  
4 See Thomas v. Arn, 474 U.S. 140, 149 (1985) (stating that no review at all is required for  
5 "any issue that is not the subject of an objection."); United States v. Reyna-Tapia, 328  
6 F.3d 1114, 1121 (9th Cir.2003) (same).

### 7 **DISCUSSION<sup>1</sup>**

8 Plaintiff's letter, which the Court considers an objection in form but not in  
9 substance, provides this Court with no guidance as to what portions of the Report and  
10 Recommendation Plaintiff considers to be incorrect. Consequently, Plaintiff's letter is  
11 ineffective, and the Court is relieved of any obligation to review it. See Thomas, 474 U.S.  
12 at 149. For the reasons set forth in the Magistrate Judge's report, the Court adopts the  
13 Magistrate Judge's recommendation that this case be dismissed without prejudice based  
14 upon Plaintiff's failure to state a cause of action.


### 15 **CONCLUSION**

16 Accordingly,

17 **IT IS HEREBY ORDERED** adopting the Report and Recommendation of the  
18 Magistrate Judge. (Doc. 12.)

19 **IT IS FURTHER ORDERED** dismissing without prejudice Plaintiff's First  
20 Amended Complaint based upon Plaintiff's failure to establish a cause of action.

21 Dated this 26th day of June, 2018.

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23   
24 Honorable Stephen M. McNamee  
25 Senior United States District Judge  
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28 <sup>1</sup> The procedural history of this case is set forth in the Magistrate Judge's Report  
and Recommendation. (Doc. 12.)